

**RICHLAND COUNTY COUNCIL
REGULAR SESSION
FEBRUARY 18, 2003
6:00 P.M.**

MEMBERS PRESENT: Bernice G. Scott, Chair; Joan B. Brady, Vice-Chair; Susan Brill; Paul Livingston; Joseph McEachern; Anthony G. Mizzell; L. Gregory Pearce, Jr.; Kit Smith; James Tuten; Thelma Tillis

OTHERS MEMBERS PRESENT: T. Cary McSwain, Michielle Cannon-Finch, Larry Smith, Amelia Linder, Ashley Bloom, Monique Walters, Stephany Snowden, Roxanne Matthews, Pam Davis, Michael Chris, Tony McDonald, Milton Pope, Carrie Tolley, Chris Eversman, Chief Harrell, Marsheika Martin

CALL TO ORDER: The meeting was called to order approximately 6:00 p.m.

INVOCATION – The Invocation was given by the Honorable Joseph McEachern.

PLEDGE OF ALLEGIANCE

ADOPTION OF AGENDA – It was moved and seconded to adopt the agenda as submitted. The vote in favor was unanimous.

CITIZEN'S INPUT

Mr. Bill McClanahan and Ms. Kay McClanahan spoke of concerns regarding Council Rules (item3-b)

REPORT OF COUNTY ATTORNEY FOR EXECUTIVE SESSION ITEMS

a. Richland County vs. Johnny Johnson

Mr. Larry Smith, County Attorney, requested to defer this issue.

Mr. Livingston moved, seconded by Mr. Mizzell, to defer this item. The vote in favor was unanimous.

APPROVAL OF MINUTES

January 28, 2003 Special Called Meeting

Ms. Brady moved, seconded by Mr. Pearce, to approve the minutes. The vote in favor was unanimous.

January 28, 2003 Zoning Public Hearing

Ms. Brady moved, seconded by Ms. Pearce, to approve the minutes. The vote in favor was unanimous.

February 3, 2003 Regular Session

Ms. Brady moved, seconded by Ms. Brill, to approve the minutes. The vote in favor was unanimous.

PRESENTATIONS

- a. Time Warner** – Mr. Bud Tibshrary presented a check for \$1,610,458.28 that represented the annual franchise fee paid by Time Warner Cable to Richland County.
- b. CCEDA on Collaborative Economics** – Mr. Mike Briggs, Executive Director of Central Carolina Economic Development Alliance, requested the approval of \$17,500.00 for this fiscal year and \$17,500.00 for next fiscal year for support in taking inventory of initiatives, conducting a cluster

analysis, evaluating the strengths of the University of South Carolina and creating greater economic development cooperation throughout the region.

Ms. Smith requested for the item to be taken up during the Motion Period.

- c. **River Alliance** – Mr. Mike Dawson gave the Council members an update on the Three Rivers Greenway project and thanked them for their support.

REPORT OF COUNTY ADMINISTRATOR

a. **Sheriff to become Homeland Security Officer**

Mr. Mizzell briefed Council on the Public Safety AdHoc Committee meeting that took place on February 12th.

- b. Mr. McSwain reminded Council of the SC Association of Counties Conference on Wednesday, February 19th.

c. Mr. McSwain informed Council that Susan Stewart, the highest-ranking Scottish diplomat with the British Embassy in the United States will be speaking next Wednesday at 5:30 p.m. as part of the World Affairs Council Distinguished Speakers Bureau.

OPEN/CLOSE PUBLIC HEARINGS – There were no public hearing items at this time.

APPROVAL OF CONSENT ITEMS

Ms. Smith moved, seconded by Ms. Brady, to approve the following consent items:

- **03-18MA, Eric Dressler, D-1 to C-3, General Commercial, 04003-02-36, Broad River Road near Kennerly Road [Third Reading]**
- **03-20MA, Lake Carolina Development Corporation, PUD-2 to amended PUD-2, Expanding the existing TND area, 23200-01-20, Southeast Corner of Lake Carolina Project [Third Reading]**
- **03-24MA, Mack Blanchard & Bryan Clifton, D-1 to RS-3, zero lot line single-family subdivision, 05100-03-52-63, Lykes Lane & Bob Dorn Road [Third Reading]**
- **03-25MA, Nick Xanthakos, RG-2 to C-3, Car Dealership, 14214-02-01, Two Notch Road & Risley Road [Third Reading]**
- **Ordinance Amendment: Quit Claim Deeds in the Olympia Community [Second Reading]**
- **Resolution to appoint and commission Sean A. Busbee as a Code Enforcement Officer for the Proper Security, General Welfare, and Convenience of Richland County**

The vote in favor was unanimous.

THIRD READING ITEMS

- 1.a. **03-15MA, Pearle Ackah, RS-2 to C-3, Unspecified Commercial, 17116-01-23, 238 Rabon Road West of Flora Drive**

Ms. Brady moved, seconded by Ms. Brill, to deny this item.

Mr. McEachern made a substitute motion, seconded by Ms. Tillis, to approve this item for Third Reading.

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The vote for the substitute motion was as follows:

<u>In favor</u>	<u>Oppose</u>
Livingston	Pearce
Scott	Mizzell
McEachern	Brady
Tillis	Tuten
	Brill
	Smith

The motion failed.

The vote for the main motion to deny this request was as follows:

<u>In favor</u>	<u>Oppose</u>
Pearce	Livingston
Mizzell	Scott
Brady	McEachern
Tuten	Tillis
Brill	
Smith	

The motion passed.

1.b. 03-16MA, Pearle Ackah, RS-2 to C-3, Unspecified Commercial, 17116-01-05, 236 Rabon Road West of Flora Drive

Ms. Brady moved, seconded by Ms. Brill, to deny this item.

Mr. McEachern made a substitute motion, seconded by Ms. Tillis, to approve this item for Third Reading.

The vote for the substitute motion was as follows:

<u>In favor</u>	<u>Oppose</u>
Livingston	Pearce
Scott	Mizzell
McEachern	Brady
Tillis	Tuten
	Brill
	Smith

The motion failed.

The vote for the main motion to deny this request was as follows:

In favor

Pearce
Mizzell
Brady
Tuten
Brill
Smith

Oppose

Livingston
Scott
McEachern
Tillis

The motion passed.

g. Master Agreement Governing the Multi-County Park Agreement between Richland County and Fairfield County

Ms. Smith moved, seconded by Mr. Livingston, to give this item Third Reading approval. The vote in favor was unanimous.

2. SECOND READING ITEMS

**Gateway Detention Pond/Quitclaim
Gateway Drainage Easement**

After discussion, Mr. McEachern moved, seconded by Ms. Brill, to give this item Second Reading approval. The vote in favor was unanimous.

Bond for Conservation Commission

Mr. Mizzell stated he would be holding a community meeting on March 6th at 6:30 p.m. until 7:30 p.m. at the Lower Richland Substation. He requested deferring this item until after the community meeting.

Mr. Mizzell moved, seconded by Mr. Livingston, to defer this item. The vote in favor was unanimous.

REPORT OF RULES AND APPOINTMENTS COMMITTEE

Building Board of Adjustment and Appeals-3

Mr. McEachern stated there are three vacancies on this board with three applications received.

Mr. McEachern moved to appoint the three applicants.

A discussion took place.

Mr. McEachern withdrew his motion.

After a brief discussion, Mr. Livingston moved, seconded by Mr. McEachern, to defer this item to this Council meeting. The vote in favor was unanimous.

Change in Council Rules (deferred from last meeting)

A discussion took place regarding Council Rule's amendments.

Mr. Livingston moved, seconded by Mr. McEachern, to approve the amendments recommended by the Rules Committee. The vote in favor was unanimous. Please see attachment.

Resolution to appoint and commission Sean A Busbee as a code enforcement officer for the proper security, general welfare, and convenience of Richland County

Ms. Scott acknowledged that this item had been approved during the Consent Items, but wanted to recognize Mr. Sean A. Busbee and approve the Resolution in his presence.

Mr. Busbee was introduced and the Resolution was approved unanimously.

CITIZEN'S INPUT

Ms. Hattie Fruester spoke regarding remarks made by a member on the Conservation Commission at a community meeting, but was ruled out of order due to slandering the member's name.

MOTION PERIOD

- Mr. Mizzell requested a resolution without reference designating the Sheriff as Homeland Security Officer.

Ms. Smith moved, seconded by Ms. Tillis, to approve the Resolution without reference. The vote in favor was unanimous.

- Mr. Mizzell moved, seconded by Mr. Livingston, to adopt first reading by title only of a budget amendment to fund \$17,500 for Collaborative Economics this fiscal year and next fiscal year and to authorize the County Administrator to include payment for Collaborative Economics in the budget. The vote in favor was unanimous.
- Ms. Smith moved, seconded by Mr. Livingston, to request the County Administrator to prepare a fiscal impact statement on the state mandate to care for an additional 2,500 prisoners. The vote in favor was unanimous.
- Mr. Mizzell informed Council that there was a press conference on Tuesday, February 18th announcing that USC and Midlands Technical College are combining together for an incubator.
- Mr. Pearce thanked the Clerk of Council for the new agenda books.

ADJOURNMENT – The meeting adjourned at approximately 7:20 p.m.

Joseph McEachern, Chair

Anthony G. Mizzell, Vice-Chair

Susan Brill

Paul Livingston

L. Gregory Pearce, Jr.

Kit Smith

Thelma M. Tillis

James Tuten

The minutes were transcribed by Marsheika G. Martin